

Introduced by Senator Stone

February 27, 2015

An act to amend Section 4571 of the Penal Code, relating to felons.

LEGISLATIVE COUNSEL'S DIGEST

SB 666, as introduced, Stone. Felons: coming upon prison property.

Existing law makes it a felony for a person who was previously convicted of a felony and confined in the state prison to come upon the grounds of a prison, prison camp, prison farm, jail, or other place where prisoners are located under the custody of prison officials, or lands belonging or adjacent thereto, without the consent of the warden or other officer in charge.

This bill would expand the application of the above felony to a person who was previously convicted of a felony under the laws of the United States or any other state and who was confined in a federal prison or a prison of another state. The bill would also expand application of the crime to a person who was convicted of a felony and confined in a county jail. By expanding the application of a crime, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 4571 of the Penal Code is amended to
2 read:

3 4571. Every person who, having been previously convicted of
4 a felony *under the laws of the United States, the State of California,*
5 *or any other state*, and confined in ~~any State prison in this State;~~
6 *the state prison, a prison of any other state, a federal prison, or a*
7 *county jail pursuant to subdivision (h) of Section 1170*, without
8 the consent of the warden or other officer in charge of ~~any State~~
9 *the state prison or prison road camp, or prison forestry camp, or*
10 *other prison camp or prison farm or any other place where prisoners*
11 *of the State state prison are located under the custody of prison*
12 *officials, officers or employees, or any a jail or any a county road*
13 *camp in this State; state, comes upon the grounds of any such*
14 ~~institution;~~ *of those institutions*, or lands belonging or adjacent
15 thereto, is guilty of a felony.

16 SEC. 2. No reimbursement is required by this act pursuant to
17 Section 6 of Article XIII B of the California Constitution because
18 the only costs that may be incurred by a local agency or school
19 district will be incurred because this act creates a new crime or
20 infraction, eliminates a crime or infraction, or changes the penalty
21 for a crime or infraction, within the meaning of Section 17556 of
22 the Government Code, or changes the definition of a crime within
23 the meaning of Section 6 of Article XIII B of the California
24 Constitution.

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